

Federal Bureau of Investigation
Washington, D.C. 20535

June 17, 2019

**MUCKROCK NEWS
DEPT MR 24873
411A HIGHLAND AVENUE
SOMERVILLE, MA 02144-2516**

FOIPA Request No.: 1348195-000
Subject: GRABBE, JAMES ORLIN

Dear Ms. Best:

You were previously advised we were consulting with another agency concerning information located as a result of your Freedom of Information/Privacy Acts (FOIPA) request.

This consultation is complete and the enclosed material is being released to you with the appropriate exemption noted next to the redacted information pursuant to Title 5, United States Code, Section(s) 552/552a as noted below. Below you will find checked boxes under statute headings indicating the appropriate exemptions asserted to protect information which is exempt from disclosure. The checked exemption boxes used to withhold the information are further explained in the enclosed Explanation of Exemptions.

Section 552

Γ (b)(1)

7 (b)(2)

(b)(3)

50 U.S.C, Section 403

Γ (b)(4)

7 (b)(5)

☒ (b)(6)

Section 552a

7 (d)(5)

Γ (j)(2)

Γ (k)(1)

 $\Gamma(k)(2)$

Γ (k)(3)

7 (k)(4)

7 (k)(5)

□ (k)(6)

Γ (k)(7)

8 pages were reviewed and 8 pages are being released.

☒ The appropriate redactions were made by the Central Intelligence Agency (CIA).

Please refer to the enclosed FBI FOIPA Addendum for additional standard responses applicable to your request. **“Part 1”** of the Addendum includes standard responses that apply to all requests. **“Part 2”** includes additional standard responses that apply to all requests for records on individuals. **“Part 3”** includes general information about FBI records that you may find useful. Also enclosed is our Explanation of Exemptions.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request Number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely.

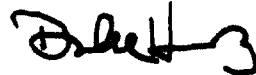
If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS) at 877-684-6448, or by emailing ogis@nara.gov. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so it may be easily identified.

☒

See additional information which follows.

Sincerely,



David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Information Management Division

Enclosures

The enclosed documents represent the final release of information responsive to your Freedom of Information/Privacy Acts (FOIPA) request. This material is being provided to you at no charge.

For your information, a search of the indices to our Central Records System reflected there were additional records potentially responsive to your Freedom of Information/Privacy Acts (FOIPA) request. We have attempted to obtain this material so it could be reviewed to determine whether it was responsive to your request. We were advised that the potentially responsive records were not in their expected location and could not be located after a reasonable search. Following a reasonable waiting period, another attempt was made to obtain this material. This search for the missing records also met with unsuccessful results.

FBI FOIPA Addendum

As referenced in our letter responding to your Freedom of Information/Privacy Acts (FOIPA) request, the FBI FOIPA Addendum includes information applicable to your request. Part 1 of the Addendum includes standard responses that apply to all requests. Part 2 includes additional standard responses that apply to all requests for records on individuals. Part 3 includes general information about FBI records. For questions regarding Parts 1, 2, or 3, visit the www.fbi.gov/foia website under "Contact Us." Previously mentioned appeal and dispute resolution services are also available at the web address.

Part 1: The standard responses below apply to all requests:

- (i) **5 U.S.C. § 552(c).** Congress excluded three categories of law enforcement and national security records from the requirements of the FOIA [5 U.S.C. § 552(c) (2006 & Supp. IV (2010))]. FBI responses are limited to those records subject to the requirements of the FOIA. Additional information about the FBI and the FOIPA can be found on the www.fbi.gov/foia website.
- (ii) **National Security/Intelligence Records.** The FBI can neither confirm nor deny the existence of national security and foreign intelligence records pursuant to FOIA exemptions (b)(1), (b)(3), and PA exemption (j)(2) as applicable to requests for records about individuals [5 U.S.C. §§ 552/552a (b)(1), (b)(3), and (j)(2); 50 U.S.C § 3024(i)(1)]. The mere acknowledgment of the existence or nonexistence of such records is itself a classified fact protected by FOIA exemption (b)(1) and/or would reveal intelligence sources, methods, or activities protected by exemption (b)(3) [50 USC § 3024(i)(1)]. This is a standard response and should not be read to indicate that national security or foreign intelligence records do or do not exist.

Part 2: The standard responses below apply to all requests for records on individuals:

- (i) **Requests for Records about any Individual—Watch Lists.** The FBI can neither confirm nor deny the existence of any individual's name on a watch list pursuant to FOIA exemption (b)(7)(E) and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(7)(E), (j)(2)]. This is a standard response and should not be read to indicate that watch list records do or do not exist.
- (ii) **Requests for Records for Incarcerated Individuals.** The FBI can neither confirm nor deny the existence of records which could reasonably be expected to endanger the life or physical safety of any incarcerated individual pursuant to FOIA exemptions (b)(7)(E), (b)(7)(F), and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(7)(E), (b)(7)(F), and (j)(2)]. This is a standard response and should not be read to indicate that such records do or do not exist.

Part 3: General Information:

- (i) **Record Searches.** The Record/Information Dissemination Section (RIDS) searches for reasonably described records by searching those systems or locations where responsive records would reasonably be found. Most requests are satisfied by searching the Central Records System (CRS), an extensive system of records consisting of applicant, investigative, intelligence, personnel, administrative, and general files compiled and maintained by the FBI in the course of fulfilling its dual law enforcement and intelligence mission as well as the performance of agency administrative and personnel functions. The CRS spans the entire FBI organization and encompasses the records of FBI Headquarters (FBIHQ), FBI Field Offices, and FBI Legal Attaché Offices (Legats) worldwide. A CRS search includes Electronic Surveillance (ELSUR) records.
- (ii) **FBI Records.** Founded in 1908, the FBI carries out a dual law enforcement and national security mission. As part of this dual mission, the FBI creates and maintains records on various subjects; however, the FBI does not maintain records on every person, subject, or entity.
- (iii) **Requests for Criminal History Records or Rap Sheets.** The Criminal Justice Information Services (CJIS) Division provides Identity History Summary Checks – often referred to as a criminal history record or rap sheets. These criminal history records are not the same as material in an investigative "FBI file." An Identity History Summary Check is a listing of information taken from fingerprint cards and documents submitted to the FBI in connection with arrests, federal employment, naturalization, or military service. For a fee, individuals can request a copy of their Identity History Summary Check. Forms and directions can be accessed at www.fbi.gov/about-us/cjis/identity-history-summary-checks. Additionally, requests can be submitted electronically at www.edo.cjis.gov. For additional information, please contact CJIS directly at (304) 625-5590.
- (iv) **The National Name Check Program (NNCP).** The mission of NNCP is to analyze and report information in response to name check requests received from federal agencies, for the purpose of protecting the United States from foreign and domestic threats to national security. Please be advised that this is a service provided to other federal agencies. Private citizens cannot request a name check.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

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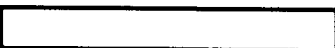
Serial : 77

Responses :

Post Office Box 5007

London, Kentucky 40745

January 7, 1997



Central Intelligence Agency

OGC-Litigation

Washington, D.C. 20505

b3

b6 per CIA

Command . . . > +

F1=Help F3=Exit F4=Prompt F8=Fwd F12=Cancel F13=Attrib F14=List F15=PrevDoc

F16=NextDoc F18=NextWd

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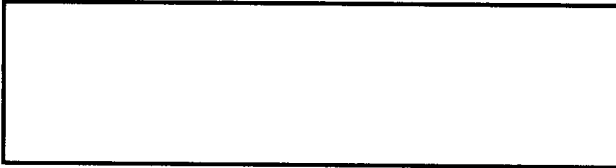
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Case ID . : 166C-LS-64917
Responses :

Serial : 77

Re:



Interstate Transportation in Aid
of Racketeering-Murder for Hire

b6
b7C

Dear



b3 per CIA
b6

Assistance is requested in a criminal matter concerning

[Redacted] Date of Birth: [Redacted]

b6
b7C

Social Security Account Number: [Redacted] Nancy, Kentucky.

Command . . . > +
F1=Help F3=Exit F4=Prompt F7=Bkwd F8=Fwd F12=Cancel F13=Attrib F14=List
F15=PrevDoc F16=NextDoc F17=PrevWd F18=NextWd

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Case ID . : 166C-LS-64917
Responses :

Serial : 77

The Central Intelligence Agency (CIA) is requested to research employment records for any indication that [] has ever been an agent, operative or source for that agency. Based on the outcome of that search, it is further requested that a witness be provided to testify in this criminal matter which is set to commence on January 13, 1997, in Federal Court in London, Kentucky.

b6
b7c

[] appeared on the front cover of the "Media-Bypass" magazine in September, 1996, which featured his role as an ex-CIA spy. An Internet search of [] revealed numerous articles, some of which are threatening to FBI agents under home page of J. Orlin Grabbe, Reno, Nevada.

b6
b7c

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F15=PrevDoc F16=NextDoc F17=PrevWd F18=NextWd

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Case ID . : 166C-LS-64917
Responses :

Serial : 77

In September, 1996, Birmingham Division developed
information from a confidential source that [redacted] of
Nancy, Kentucky, [redacted]
[redacted]

b6
b7C
b7D

- 1 - Addressee
- 2 - Louisville (1 - 166C-LS-64917)
(1 - Case Agent) RWH:gbi

[redacted]
b3 per CIA
b6

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F15=PrevDoc F16=NextDoc F17=PrevWd F18=NextWd

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Case ID . : 166C-LS-64917
Responses :

Serial : 77

On October 22, 1996, a complaint was filed before U. S. Magistrate Judge J. B. Johnson, Eastern District of Kentucky, at London, Kentucky. Thereafter, FBI Agents arrested [REDACTED] at Nancy, Kentucky, without incident. [REDACTED] was subsequently indicted by a Federal Grand Jury at London, Kentucky, on October 24, 1996, charging [REDACTED] with violation of Title 18, U. S. Code, Section 1858. [REDACTED] is being held without bond.

b6
b7c

[REDACTED] at the time of his arrest, told agents that the FBI is not chartered with the U. S. Constitution and has no

b6
b7c

Command . . . > +
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F15=PrevDoc F16=NextDoc F17=PrevWd F18=NextWd

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More : - +

Case ID . : 166C-LS-64917
Responses :

Serial : 77

jurisdiction. [] appeared as the September, 1996 cover story of the "Media By-Pass" magazine concerning his ex-spy days for the CIA. [] was depicted [] The article goes on to state that [] writes as one of the "Fifth Column" on a home page of the Internet. The "Fifth Column" as the article in "Media By-Pass" stated is made up of authors formerly with the CIA.

b6
b7c

An on-line search of Internet's home-page under [] revealed an article about [] under pen name of J. Orlin Grabbe. Other searching under the name of Grabbe revealed additional articles regarding [] some of which are very threatening toward the FBI. J. Orlin Grabbe reveals an

b6
b7c

Command . . . > +
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F15=PrevDoc F16=NextDoc F17=PrevWd F18=NextWd

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05/05/98

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ECFVT1M0

More : -

Case ID . : 166C-LS-64917

Serial : 77

Responses :

address of [REDACTED]

It is not

b6
b7c

known if [REDACTED] and Grabbe are one and the same.

Sincerely yours,

V. Dave Kohl

Special Agent in Charge

By:

[REDACTED]
Supervisor

b6
b7c

Command . . . > +

F1=Help F3=Exit F4=Prompt F7=Bkwd F12=Cancel F13=Attrib F14=List F15=PrevDoc

F16=NextDoc F17=PrevWd

05/05/98

View Full Response

UNI040M2

17:45:01

Page 1 of 3

Press desired program function key or Enter.

Name : GRABBE, J, ORLIN

DDN :

Name No . . . : 1 Rec No : 1

Race : U Sex . : U

Case ID . . . : CG 9-0

Character . . : EXT

Main/Ref . . . : R

Serial . . . : 3498;

Document Date :

Event Date. . :

DOB :

POB :

ID Info . . . :

Locality. . . :

Command . . > +

F1=Help F3=Exit F4=Prompt F11=NextPg F12=Cancel F13=ViewSerial F14=AddAKA

F21=ViewCase